

#8

PTO/SB/64 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Marc Hveem Johnson

Application No.: 10/054,202

Art Unit:

Filed: 5/10/2002

Examiner:

Title: Bathbuddy.

Attention: Office of Petitions  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☐ Small entity-fee \$ Paid. (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in  
the form of Notice of abandonment (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_  
☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_  
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the  
USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete,  
including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments  
on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent  
and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS  
ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

### 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

3/12/04  
Date

Marc H Johnson  
Signature

Telephone  
Number: \_\_\_\_\_

Marc H Johnson  
Typed or printed name

3670 Yucca Drive  
Address

Lake Havasu, AZ 86404  
Address

Enclosures: ☐ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: code #2452 5500

### CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

3/12/04  
Date

Marc H Johnson  
Signature

Marc H Johnson  
Type or printed name of person signing certificate

**Description of Attachments:**

**Inventor: Marc H Johnson. Application number 10/054,202**  
**Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

Page (1) Unavoidable delay explanation  
Page (2) Title of the invention  
Page (3) Specifications  
Page (4) Cross reference to related applications  
Page (5) Background of the invention  
Page (6) Brief summary of the invention  
Page (7) Brief description of several views of the drawing  
Page (8-9) Detailed description of the invention  
Page (10) Claims  
Page (11) Abstract of the disclosure  
Page (12-13) Drawings  
Page (14) Oath or Declaration  
Page (15) Notice of abandonment  
Page (16) Fee transmittal for FY 2004  
Page (17-18) Petition for revival of an application for Patent Abandoned Unintentionally  
under 37 CFR 1.137(b)

**RECEIVED**  
**MAR 16 2004**  
**OFFICE OF PETITIONS**

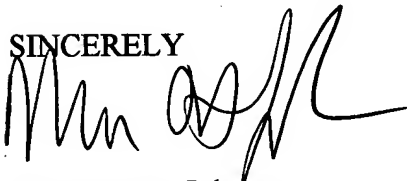
Unavoidable Delay CFR 1.17(l)

Inventor: Marc H Johnson. Application number 10/054,202

Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

- (1) The delay for this patent application was unavoidable. I was under the understanding that I had supplied all necessary paperwork and I was actually waiting for my patent number to be sent to me. I called to confirm that a necessary paperwork was filed and at last time talking to the patent office I was told that I should be receiving my patent number around this time. I supplied all requested information when requested and was not informed otherwise until I received this letter of abandonment. I feel this letter of abandonment was sent in error.
- (2) I have again resent all requested paperwork in a timely manner and I am again waiting for patent number to be sent to me
- (3) I am enclosing all documents and fees in accordance to Abandonment letter  
PLEASE contact me if something is found to be incorrect so that I may correct it.

SINCERELY



Marc Hveem Johnson

03/18/2004 AKELLEY 00000018 10054202

11 FEB 1999

55.00 0P

Title of the invention:

Inventor: Marc H Johnson. Application number 10/054,202

Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

I created the name Bathbuddy for the invention, but it is basically a washcloth that holds  
the soap on a rope and can be hung up when not in use.

## SPECIFICATIONS

Inventor: Marc H Johnson. Application number 10/054,202  
Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

#1. Definition: The product that I am requesting a patent for is designed to hold bar soap and aid in bathing. Please review attached drawings to better understand the construction process involved in the manufacture of the product. This soap holder is unique in that it enables the user to place soap within, bath with one hand and when completed with the bathing process the user can hang the unit on a shower head, tub spout or hook within the bathing area and the soap will drip dry and not deteriorate as it would when placed on a shelf where water typically puddles.

#2. The construction of the unit involves the material terrycloth (that is used in the manufacture of towels) and twill tape that is used as a handle, and once the two materials are arranged as stated in the drawings the unit is created by sewing the materials together.

#3. When the materials are sewn together it creates an envelope which soap can be placed inside. The product is very durable and washable. This product also has the ability to be used with a wide variety of bar soaps from the small hotel types to the large household types and because the soap is used until completely dissolved it also extends the usability lifespan of the soap, which is traditionally thrown away when it reaches a small unmanageable size.

**Cross reference to related applications:**

**Inventor: Marc H Johnson. Application number 10/054,202**

**Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

Bathbuddy is not a stand alone product it does rely on the product soap to utilize its full potential. Rags for bathing are not new to the economy, what is new is how the soap is placed within the washcloth and that you can hang the soap up when not in use. The product makes bathing more efficient by freeing the bather's hands and allowing the bather to use only one hand and it also allows the bather to hang up the soap preventing premature deterioration of the soap. Related products are soap on a rope and washcloths.

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**Background of the invention:**

**Inventor: Marc H Johnson. Application number 10/054,202**

**Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

The product fits into the category of Health and Beauty. The product was originally thought of by me about ten years ago. The convenience of the product and the simplicity of the product is what make it both unique and highly sought after for the increased efficiency in the bathing world. Handicapped people will find this product more significant than people with two arms in that it allows more freedom of choice and less complication in the bathing process.



**Brief Summary of the Invention:**

**Inventor: Marc H Johnson. Application number 10/054,202**

**Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

The advantages of this invention are a higher standard of hygiene and a great importance to people with injured or missing arms, because it allows both freedom of choice and the ability to bath with one arm. Another great milestone is increased lifespan of soap and the ability to utilize a wide variety of different soap sizes and thickness. This product also creates more shelf space in the bathing area, because it hangs up.

Brief description of the several views of the drawing:  
Inventor: Marc H Johnson. Application number 10/054,202  
Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

Fig.1 Shows the placement of the twill tape and then the folding of the fabric.

Fig.2 Shows the second fold and the stitching locations.

Fig.3 Shows the units appearance when it is inverted from the inside out.

Fig.4 Shows how the soap is placed inside the unit.

Detailed description of the invention:

Inventor: Marc H Johnson. Application number 10/054,202

Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

Fig.1 Starting with a piece of 5 inch by 12 inch terry cloth fabric and 12 inches of .25 inch twill tape the manufacturer places the twill tape at exactly 2.75 inches from the longest section of the 12 X 5 inch terry cloth fabric. The top of the terry cloth is then folded over the horizontal line created by the placement of the twill tape. This creates an overlap of the fabric and encases the twill tape underneath the fabric.

Fig.2 With the twill tape being underneath the 2.75 inch overlap a second fold is now done the overlaps the first fold completely encasing the twill tape. The unit now measures 5 X 5 inches and at this point the section of the fabric that has the twill tape extending beyond the overlap is sewn vertically along the length roughly a .25 inch from the edge. Note: care is taken to prevent attaching the twill tape at any section except where the twill tape protrudes from the fabric.

Fig.3 Now the processes described in Figs 1 and 2 are completed the unit is turned inside out creating a unit that looks like an envelope with a string handle. The label is now pointing out stating the product name.

Fig.4 Now that the manufacturing process is completed Fig.4 shows how bar type soap is placed within the unit by pulling back the top and bottom overlaps, and then after soap is placed within the fabric is allowed to return to its original shape. The soap is now completely enclosed within the unit and when the unit is dipped in water and rubbed vigorously the soap will produce lather that will permanent form within the unit and allow the user to rub on their body to aid in the bathing process. When the user as completed bathing the unit can be hung up with the attached twill tape and be allowed to drip dry.

**Claims:**

**Inventor: Marc H Johnson. Application number 10/054,202  
Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

**What I claim as my invention is that it has the following unique characteristics never before offered in any single unit ever created.**

- 1. The specific improvement over the standard washcloth is the ability for the soap to be encased in the washcloth material.**
- 2. Incasing the soap allows the user to bath with one hand instead of two.**
- 3. Having the soap incased within a terrycloth envelope makes the soap easier to handle by creating a less slippery surface.**
- 4. With the soap being inside of the terrycloth unit with twill tape handle it allows the user to hang the soap up so that the soap can drip dry evenly.**
- 5. The attached handle allows the user to place handle over the wrist to allow more control over the soap.**
- 6. The handle allows the soap to have the ability to be hung up and it prevents the deteration of the soap caused by it being placed in a shelf within the bathing area that traditionally has puddle water, which dissolves the soap as it lies in the standing water.**
- 7. The unit has the ability to accommodate a large variety of soaps and it uses the soaps until they are completely dissolved creating minimal wastes.**
- 8. The unit extends the life of the soap by preventing direct exposure to water and produces more lather by utilizing the 360 degree washcloth coverage of the soap.**

**Abstract of the disclosure**

**Inventor: Marc H Johnson. Application number 10/054,202**

**Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920**

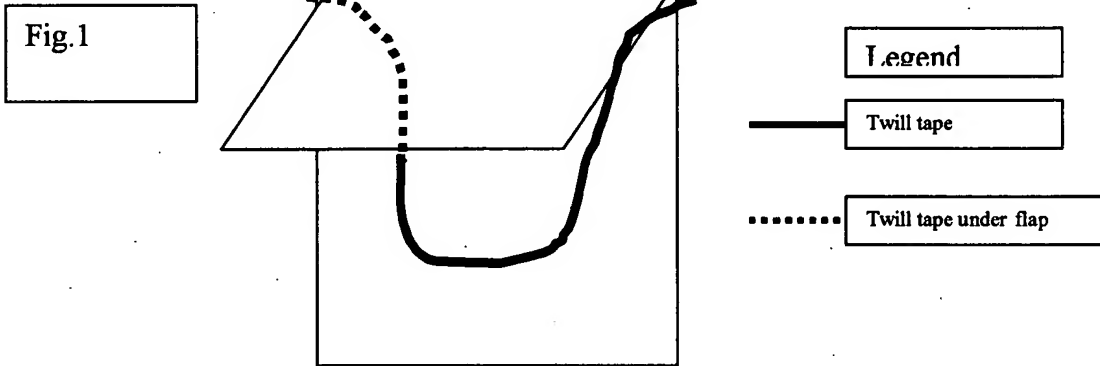
**In the field of health and beauty this product is a washcloth that increases soap life,  
provides better hygiene, allows soap to be hung up, allows handicapped people more  
Independence and creates more convenience for all users.**

# DRAWINGS

Marc H, Johnson. Application number 10/054,202

Confirmation number 7990, contact person Marc H Johnson (928) 486-2920

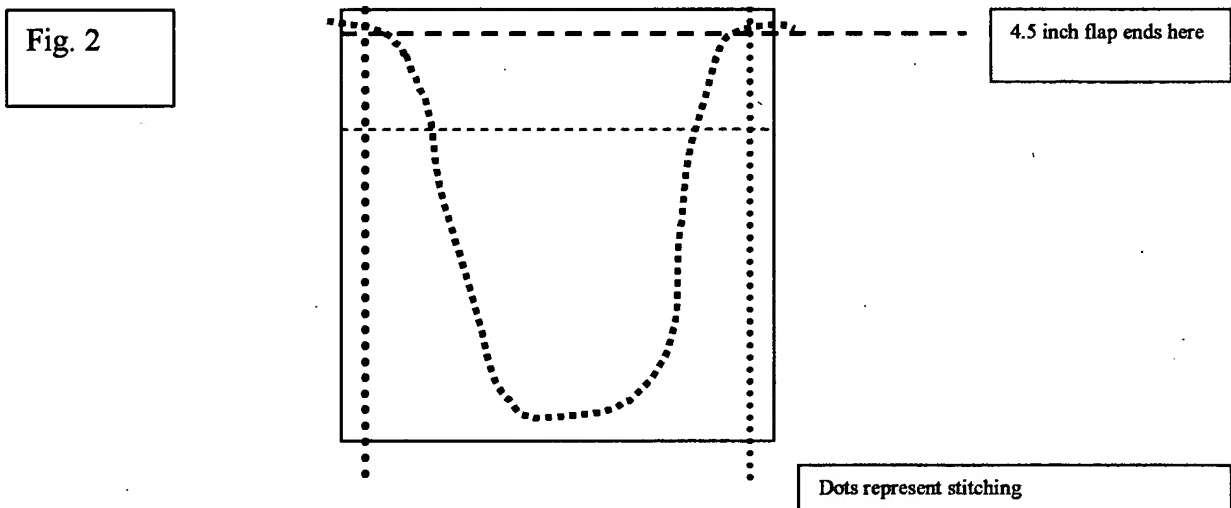
Materials used for product: 5" X 12" terrycloth fabric, 12" of .25" Twill tape and Polyester thread or equal 5' long.



Twill tape is placed 2.75 inches from top of 5"X12" terry cloth section (twill tape is installed so

Approximately .5" overhangs inside to the outside edge perpendicular to itself), and the top is

Folded 2.5 inches, creating an overlap of the fabric. Product now measures 5" X 9.5". See above.



4.5" of the bottom section of fabric is now overlaps over the 2.5" top section, unit now measures

5" X 5". The entire product is now sewn (cross stitch or similar) with two vertical lines

Approximately a .25" from the edge creating an envelope with the twill tape sealed inside as

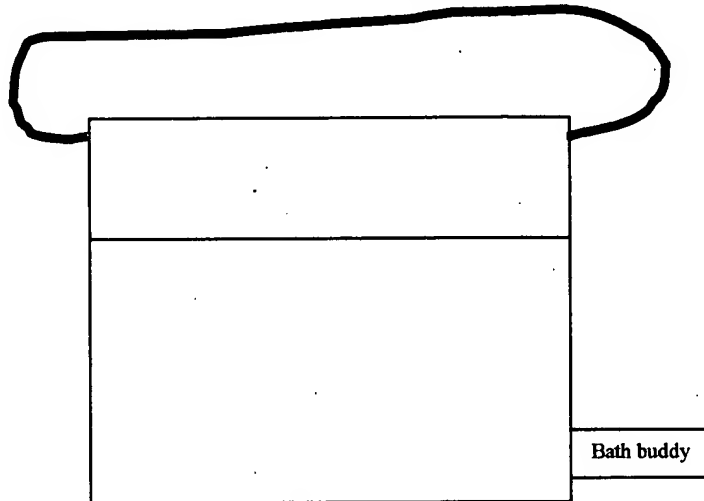
Shown. See above. PAGE #1 of 2

## DRAWINGS

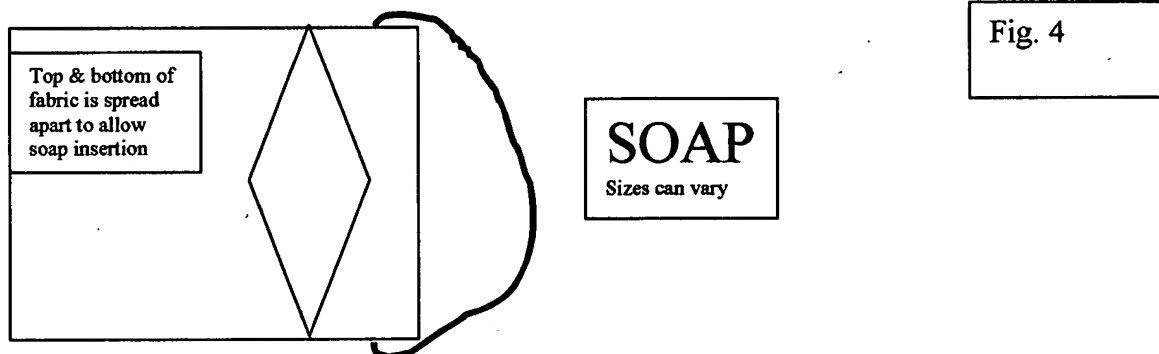
Marc H, Johnson. Application number 10/054,202

Confirmation number 7990, contact person Marc H Johnson (928) 486-2920

Fig. 3



Unit is now folded inside out creating an envelope style terry cloth unit with a handle. All visible edges are finished and all sewing is concealed within the interior of the product. Cloth label stating product name and manufacturers information will be attached as shown. See above.



By lifting the 2.5" exposed flap and pulling down on the 4.5" concealed flap a person is able to place a bar of soap within the created envelop. A person would allow the flap to return to its original position creating an envelope this will hold the bar of soap. A person could then add water to the unit and with a rubbing action creates lather from the soap and then bath. The twill tape allows the unit to be hung a hook or similar When needed. See above PAGE 2 of 2



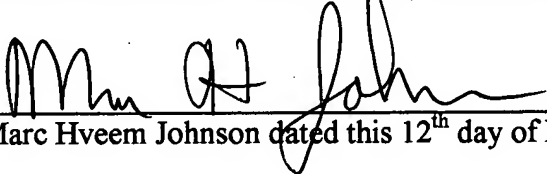
Oath or Declaration

Inventor: Marc H Johnson. Application number 10/054,202  
Confirmation number 7990, contact person Marc H, Johnson (928) 486 2920

Inventor:

Marc Hveem Johnson of 3670 Yucca Drive in Lake Havasu City, Arizona in the United States of America

This invention is my sole creations please use 3670 Yucca Drive, Lake Havasu City, Arizona 86404 as my address for correspondence.

  
\_\_\_\_\_  
Marc Hveem Johnson dated this 12<sup>th</sup> day of March 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/054,202	05/10/2002	Marc Hveen Johnson	

CONFIRMATION NO. 7990

ABANDONMENT/TERMINATION  
LETTER

\*OC000000011809493\*

Marc Hveen Jonson  
 3670 Yucca Drive  
 Lake Havasu, AZ 86404

Date Mailed: 02/02/2004

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/02/2004.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

**Complete if Known**

Application Number 10/054,202  
 Filing Date 5/10/2002  
 First Named Inventor Marc Hveem Johnson  
 Examiner Name  
 Art Unit  
 Attorney Docket No.

**RECEIVED****METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account:Deposit Account Number  
Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION** (continued)**OFFICE OF PETITIONS****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	5500
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 5500

**SUBMITTED BY**

(Complete if applicable)

Name (Print/Type) Marc Johnson Registration No.  Telephone 928 488 2920  
 Signature Marc Johnson (Attorney/Agent) Date 3/12

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
**SEND TO:** Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.